

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

JEROME DAVIS,

Plaintiff,

v.

LANCASTER COUNTY, NEBRASKA,  
et al.,

Defendants.

Case No. 4:05CV3238

ORDER

This matter is before the court on filing no. 128, the motion for leave to depose a confined person, filed by the defendants. Pursuant to Rule 30(a)(2) of the Federal Rules of Civil Procedure, leave to examine a person confined in prison shall be granted to the extent consistent with the principles stated in Rule 26(b)(2). *Fed. R. Civ. P.* 30(a)(2). The court finds that the plaintiff, Jerome Davis, is a person confined in prison, and the defendants should be granted leave to depose Jerome Davis. Therefore,

**IT IS ORDERED:**

1. The defendants' motion to for leave to depose a confined person (#128) is granted.

Dated this 19<sup>th</sup> day of May, 2006.

BY THE COURT:

s/F.A. GOSSETT  
United States Magistrate Judge